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Attorneys for Defendants  
SWISS RE INTERNATIONAL SE, UK BRANCH, et al.  
Our file: 264044

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

	x	
KYLA SHIPPING COMPANY LTD. and	)	
PIRAEUS BANK, A.E.	)	
	)	09 Civ. 9073 (HB)
Plaintiff,	)	
	)	
-against-	)	
	)	
SWISS RE INTERNATIONAL SE, UK	)	<b>CONSENT ORDER</b>
BRANCH; ALLIANZ GLOBAL CORPORATE	)	<b>GRANTING REMAND</b>
& SPECIALTY AG; <i>et al.</i>	)	<b>TO NEW YORK</b>
	)	<b><u>SUPREME COURT</u></b>
Defendants.	)	
	x	

WHEREAS plaintiffs KYLA SHIPPING COMPANY LTD. and PIRAEUS BANK, A.E. filed suit in the Supreme Court of New York, County of New York under Index No. 2009/603261 on or about October 26, 2009 ("the State Court action");

WHEREAS defendants SWISS RE INTERNATIONAL SE, UK BRANCH; ALLIANCE GLOBAL CORPORATE & SPECIALTY AG; ASSICURAZIONI GENERALI S.P.A. GLOBAL RISK; ARGENTA UNDERWRITING (NO. 3) LTD.; ROYAL & SUNALLIANCE INSURANCE PLC; GROUPAMA TRANSPORT; AXA CORPORATE SOLUTIONS ASSURANCE, Paris France; GARD MARINE & ENERGY LTD.; HDI-GERLING INDUSTRIE VERISCHERUNGS AG; NEW YORK MARINE & GENERAL INSURANCE COMPANY; XL SPECIALTY INSURANCE COMPANY; and NATIONAL UNION FIRE

INSURANCE COMPANY (hereinafter referred to collectively as "Interested Underwriters"), filed a Notice of Removal of the State Court action to the U.S. District Court for the Southern District of New York on October 29, 2009 on the basis of diversity jurisdiction pursuant to 28 U.S.C. Sec. 1332;

WHEREAS, Interested Underwriters filed an Answer to the Complaint on or about November 3, 2009;

WHEREAS, Interested Underwriters, having agreed that diversity jurisdiction pursuant to 28 U.S.C. Sec. 1332 does not exist when there are alien parties on both sides of the lawsuit, consent to remand of this matter to Supreme Court of the State of New York, County of New York;

NOW, THEREFORE, it is hereby


ORDERED, that the above captioned matter be remanded to the Supreme Court of the State of New York, County of New York; and it is further

ORDERED, that the Clerk of the Court is directed to close this matter forthwith; and it is further

ORDERED, that all parties will bear their own fees and costs in connection with this matter.

Dated: New York, New York  
November 6, 2009

SO ORDERED:


  
\_\_\_\_\_  
U. S. D. J.  
Dated: 11/10/09

The undersigned attorneys for plaintiffs KYLA SHIPPING COMPANY LTD. and PIRAEUS BANK, A.E. and defendants SWISS RE INTERNATIONAL SE, UK BRANCH; ALLIANCE GLOBAL CORPORATE & SPECIALTY AG; ASSICURAZIONI GENERALI S.P.A. GLOBAL RISK; ARGENTA UNDERWRITING (NO. 3) LTD.; ROYAL & SUNALLIANCE INSURANCE PLC; GROUPAMA TRANSPORT; AXA CORPORATE SOLUTIONS ASSURANCE, Paris France; GARD MARINE & ENERGY LTD.; HDI-GERLING INDUSTRIE VERISCHERUNGS AG; NEW YORK MARINE & GENERAL INSURANCE COMPANY; XL SPECIALTY INSURANCE COMPANY; and NATIONAL UNION FIRE INSURANCE COMPANY hereby consent to the entry of the foregoing Order.

BLANK ROME LLP  
Attorneys for Plaintiffs  
KYLA SHIPPING COMPANY LTD. and  
PIRAEUS BANK, A.E.

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